

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

No. 3

GOVERNMENT OF GOA

Department of Panchayati Raj and
Community Development

Directorate of Panchayats

Notification

25/7/8/DEV/VOL/V/2004

Whereas section 244-A of the Goa Panchayat Raj Act, 1994 empowers the Government to exercise the functions enumerated in the Schedules I and II appended to the said Act without consultation with the Panchayat.

And whereas it is expedient and in the public interest that the Government intends to exercise some of the functions enumerated in the said Schedules I and II appended to the said Act.

Now therefore, in pursuance of the provisions of the said section 244-A of the Act, the Government hereby makes the following scheme, namely:—

1. This Scheme may be called the Goa Panchayat Raj exercise of functions by the Government from the Schedules I and II appended to the Act.

2. *Definitions.*— In this Scheme unless the context otherwise required.—

(a) "Act" means the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994).

(b) "Block Development Officer" means the Block Development Officer appointed by the Government in the concerned Block.

(c) "Director" means the Director of Panchayats appointed under section 2(9) of the Goa Panchayat Raj Act, 1994.

(d) "Functions" means any of the functions specified in Schedule I and II appended to the Act.

(e) "Government" means the Government of Goa.

(f) "Panchayat" means a Village Panchayat established under section 3.

(g) "Schedule" means the Schedules appended to the Act.

(h) Words and expression used but not defined in this scheme, shall have the same meaning as defined in the Act.

3. *Functions to be exercised by the Government.*— The Government may, in the public interest, exercise any of the functions specified in Schedule I and/or Schedule II and undertake any of the activities specified therein without the consultation of the Panchayat.

4. *Identification of the activities.*— The activities to be undertaken shall be identified by the Government from any areas of the Panchayat and/or Zilla Panchayat specified in Schedules I and II. The Government may inform the Director about

the activities identified and the functions to be executed by the Government.

5. *Procedure to be followed by B.D.O.*— (1) The Director on receipt of the direction from the Government instruct the concerned B.D.O. to prepare the estimates, obtain the technical sanction and invite tenders by giving wide publicity in respect of the activities to be undertaken on the direction of the Government.

(2) The B.D.O. shall take the assistance of the Extension Officer (Rural Engineering) in preparing the estimates and obtain the technical sanction.

(3) The B.D.O. while preparing the estimates shall ensure that neither the Panchayat nor the Zilla Panchayat has any plan or has issued any tenders or work orders in respect of the works to be undertaken under this scheme.

(4) The B.D.O. shall open the tenders in the presence of the technical Officer and Extension Officer (Rural Engineering).

(5) The B.D.O. shall thereafter, obtain the advise from the Technical Officer as regards to the acceptance of the tender.

(6) The B.D.O. and the Extension Officer (Rural Engineering) shall maintain the records in respect of each work undertaken under this scheme in accordance with the financial rules as well as the C.P.W.D. Manual.

(7) The B.D.O. while executing the works under this scheme shall follow the procedure as laid down in C.P.W.D. Manual and financial rules and the Act and or the rules framed thereunder.

6. *Administrative approval and expenditure sanction.*— (1) The B.D.O. shall thereafter seek the administrative and expenditure approval from the Director.

(2) The Director may, thereafter, convey the administrative approval as well as expenditure sanction, after obtaining the approval from the Finance (Exp.) Department, Secretariat, Panaji-Goa.

7. *Issue of Work Orders.*— (1) The B.D.O. thereafter shall issue the work order and get the works executed in accordance with the specifications and terms and conditions of the tender.

(2) It shall be the joint duty and responsibility of the Extension Officer (Rural Engineering) and the B.D.O. to ensure that the work is executed in accordance with the specifications and terms and conditions of the tenders.

8. *Ceiling cost.*— The cost of each work to be undertaken under this scheme shall not exceed Rs. 5.00 lakhs (Rupees five lakhs only).

9. *Utilization of Funds.*— (1) The B.D.O. shall ensure that the amounts sanctioned under this scheme is utilized within the time limit specified therein.

(2) The B.D.O. may seek extension of time limit for utilization of the funds sanctioned under the scheme for the reasons to be recorded in writing.

(3) The Director after examining the request of the B.D.O. seeking extension of time may extend the time limit for a period not exceeding six months.

(4) The B.D.O. shall furnish the Utilization Certificates as soon as the amount sanctioned under this scheme is utilized.

(5) The Government may provide a special fund under Budget Head:

- 2515—Other Rural Development Programmes.
- 00—
- 102—Community Development
- 10—Infrastructure Development of Villages (Plan)
- 61—Minor works
- for the implementation of this scheme.

10. *Sanctioning Authority.*— The Director shall be the sanctioning authority under this scheme.

11. This scheme shall apply to those Panchayats whose annual income is less than Rs. 3.00 lakhs and the distribution of funds under this scheme shall be made on equitable basis among such Panchayats.

12. This scheme is issued with the concurrence of the Finance Department vide D.O. No. 2941 dated 28-09-2004.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & ex officio Joint Secretary.

Panaji, 28th September, 2004.